

NUTS AND NUT PRODUCTS

19487. Adulteration of shelled peanuts and unshelled peanuts. U. S. v. 75 Bags, etc. (F. D. C. No. 33637. Sample Nos. 18011-L, 18012-L.)

LIBEL FILED: August 13, 1952, Southern District of California.

ALLEGED SHIPMENT: On or about May 25, 1952, by Albemarle Peanut Co., Inc., from Edenton, N. C.

PRODUCT: 75 110-pound bags of shelled peanuts and 380 96-pound bags of unshelled peanuts at Wilmington, Calif.

LABEL, IN PART: "Albemarle Brand Medium Virginia Shelled Peanuts" or "Albemarle Brand Selected Hand Picked Jumbo Peanuts."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of insect-infested peanuts, and of a decomposed substance by reason of the presence of moldy peanuts.

DISPOSITION: August 29, 1952. Albemarle Peanut Co., Inc., claimant, having consented to the entry of a decree, judgment was entered and the court ordered that the products be released under bond for fumigation and reconditioning, under the supervision of the Federal Security Agency.

As a result of the reconditioning operations, approximately 10,500 pounds of the products were found unfit and were denatured.

19488. Adulteration of shelled peanuts. U. S. v. 425 Bags * * *. (F. D. C. No. 33638. Sample No. 39858-L.)

LIBEL FILED: August 13, 1952, Southern District of California.

ALLEGED SHIPMENT: The product was shipped by Birdsong Storage, Inc., from Suffolk, Va., and was unloaded at Los Angeles, Calif., on July 29, 1952.

PRODUCT: 425 100-pound bags of shelled peanuts at Downey, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested peanuts, and of a decomposed substance by reason of the presence of moldy peanuts.

DISPOSITION: August 26, 1952. The All American Nut Co., Downey, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reconditioning, under the supervision of the Federal Security Agency.

The reconditioning operation resulted in the segregation of 1,769 pounds of the product as unfit and in the denaturing of that amount for use as animal feed.

19489. Adulteration of pecan halves. U. S. v. 20 Cases * * *. (F. D. C. No. 33647. Sample No. 27492-L.)

LIBEL FILED: August 15, 1952, District of Nevada.

ALLEGED SHIPMENT: On or about July 18, 1952, by J. Barsotti & Co., from Chicago, Ill.

PRODUCT: 20 30-pound cases of pecan halves at Reno, Nev.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of moldy and decomposed nuts.

DISPOSITION: September 13, 1952. Default decree of condemnation and destruction.

19490. Adulteration of unshelled walnuts. U. S. v. 7 Cases * * *. (F. D. C. No. 33687. Sample No. 53522-L.)

LIBEL FILED: September 12, 1952, Western District of Kentucky.

ALLEGED SHIPMENT: On or about November 27, 1951, from Los Angeles, Calif.

PRODUCT: 7 cases, each containing 50 1-pound packages, of unshelled walnuts at Paducah, Ky.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 15, 1952. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution, for use as animal feed.

19491. Adulteration of peanut butter. U. S. v. 223 Cases, etc. (F. D. C. No. 34058. Sample Nos. 40937-L, 40938-L.)

LIBEL FILED: November 5, 1952, District of Utah.

ALLEGED SHIPMENT: On or about October 2, 1952, by the Table Products Co., from Seattle, Wash.

PRODUCT: 286 cases, each containing 12 12-ounce jars, of peanut butter at Salt Lake City, Utah.

LABEL, IN PART: "Beverly Peanut Butter Chunky [or "Creamy"] Style."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect fragments; and, Section 402 (a) (4), the article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 29, 1952. Default decree of condemnation and destruction.

19492. Adulteration of desiccated coconut. U. S. v. 3 Bags * * *. (F. D. C. No. 33308. Sample No. 26625-L.)

LIBEL FILED: June 25, 1952, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: At a time prior to June 25, 1952, from the Philippine Islands.

PRODUCT: 3 100-pound bags of desiccated coconut at Philadelphia, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect-infested coconut, and of a decomposed substance by reason of the presence of moldy coconut. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 21, 1952. Default decree of condemnation and destruction.